

## ARTICLE 8

## NUTRITION AND LIBRARIES

194.14  
194.15  
194.16 Section 1. Minnesota Statutes 2020, section 124D.111, is amended to read:

194.17 **124D.111 SCHOOL MEAL POLICY; LUNCH AID; FOOD SERVICE**  
194.18 **ACCOUNTING.**

194.19 Subdivision 1. ~~School lunch aid computation meal policy.~~ (a) Each Minnesota sponsor  
194.20 of the national school lunch program or school breakfast program must adopt and post to  
194.21 its website, or the website of the organization where the meal is served, a school meal policy.  
194.22 The policy must:

194.23 (1) be in writing, accessible in multiple languages, and clearly communicate student  
194.24 meal charges when payment cannot be collected at the point of service;

194.25 (2) be reasonable and well-defined and maintain the dignity of students by prohibiting  
194.26 lunch shaming or otherwise ostracizing any student;

194.27 (3) address whether the sponsor uses a collection agency to collect unpaid school meal  
194.28 debt;

194.29 (4) require any communication to collect unpaid school meal debt be done by school  
194.30 staff trained on the school district's policy on collecting student meal debt;

195.1 (5) require that all communication relating to school meal debt be delivered only to a  
195.2 student's parent or guardian and not directly to the student;

195.3 (6) ensure that once a sponsor has placed a meal on a tray or otherwise served a  
195.4 reimbursable meal to a student, the meal may not be subsequently withdrawn from the  
195.5 student by the cashier or other school official because the student has outstanding meal  
195.6 debt;

195.7 (7) ensure that a student who has been determined eligible for free and reduced-price  
195.8 lunch must always be served a reimbursable meal even if the student has outstanding debt;

195.9 (8) provide the third-party provider with its school meal policy if the school contracts  
195.10 with a third-party provider for its meal services; and

195.11 (9) require school nutrition staff be trained on the policy.

195.12 (b) Any contract between a school and a third-party provider of meal services entered  
195.13 into or modified on or after July 1, 2021, must ensure that the third-party provider adheres  
195.14 to the sponsor's school meal policy.

## ARTICLE 7

## NUTRITION AND LIBRARIES

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95.16  
95.17 Section 1. Minnesota Statutes 2020, section 124D.111, is amended to read:

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95.19 **ACCOUNTING.**

95.20 Subdivision 1. ~~School lunch aid computation meals policies.~~ (a) Each Minnesota  
95.21 participant in the national school lunch program must adopt and post to its website, or the  
95.22 website of the organization where the meal is served, a school meals policy.

95.23 (b) The policy must be in writing and clearly communicate student meal charges when  
95.24 payment cannot be collected at the point of service. The policy must be reasonable and  
95.25 well-defined and maintain the dignity of students by prohibiting lunch shaming or otherwise  
95.26 ostracizing the student.

95.27 (c) The policy must address whether the participant uses a collections agency to collect  
95.28 unpaid school meals debt.

95.29 (d) The policy must ensure that once a participant has placed a meal on a tray or otherwise  
95.30 served the meal to a student, the meal may not be subsequently withdrawn from the student  
96.1 by the cashier or other school official, whether or not the student has an outstanding meals  
96.2 balance.

96.3 (e) The policy must ensure that a student who has been determined eligible for free and  
96.4 reduced-price lunch must always be served a reimbursable meal even if the student has an  
96.5 outstanding debt.

96.6 (f) If a school contracts with a third party for its meal services, it must provide the vendor  
96.7 with its school meals policy. Any contract between the school and a third-party provider  
96.8 entered into or modified after July 1, 2021, must ensure that the third-party provider adheres  
96.9 to the participant's school meals policy.

195.15 Subd. 1a. **School lunch aid amounts.** Each school year, the state must pay ~~participants~~  
 195.16 ~~sponsors~~ in the national school lunch program the amount of 12.5 cents for each full paid  
 195.17 and free student lunch and 52.5 cents for each reduced-price lunch served to students.

195.18 Subd. 2. **Application.** A school district, charter school, nonpublic school, or other  
 195.19 ~~participant sponsor~~ in the national school lunch program shall apply to the department for  
 195.20 this payment on forms provided by the department.

195.21 Subd. 2a. **Federal Child and Adult Care Food Program; criteria and notice.** The  
 195.22 commissioner must post on the department's website eligibility criteria and application  
 195.23 information for nonprofit organizations interested in applying to the commissioner for  
 195.24 approval as a multisite sponsoring organization under the federal Child and Adult Care  
 195.25 Food Program. The posted criteria and information must inform interested nonprofit  
 195.26 organizations about:

195.27 (1) the criteria the commissioner uses to approve or disapprove an application, including  
 195.28 how an applicant demonstrates financial viability for the Minnesota program, among other  
 195.29 criteria;

195.30 (2) the commissioner's process and time line for notifying an applicant when its  
 195.31 application is approved or disapproved and, if the application is disapproved, the explanation  
 195.32 the commissioner provides to the applicant; and

196.1 (3) any appeal or other recourse available to a disapproved applicant.

196.2 Subd. 3. **School food service fund.** (a) The expenses described in this subdivision must  
 196.3 be recorded as provided in this subdivision.

196.4 (b) In each district, the expenses for a school food service program for pupils must be  
 196.5 attributed to a school food service fund. Under a food service program, the school food  
 196.6 service may prepare or serve milk, meals, or snacks in connection with school or community  
 196.7 service activities.

196.8 (c) Revenues and expenditures for food service activities must be recorded in the food  
 196.9 service fund. The costs of processing applications, accounting for meals, preparing and  
 196.10 serving food, providing kitchen custodial services, and other expenses involving the preparing  
 196.11 of meals or the kitchen section of the lunchroom may be charged to the food service fund  
 196.12 or to the general fund of the district. The costs of lunchroom supervision, lunchroom custodial  
 196.13 services, lunchroom utilities, and other administrative costs of the food service program  
 196.14 must be charged to the general fund.

196.15 That portion of superintendent and fiscal manager costs that can be documented as  
 196.16 attributable to the food service program may be charged to the food service fund provided  
 196.17 that the school district does not employ or contract with a food service director or other  
 196.18 individual who manages the food service program, or food service management company.  
 196.19 If the cost of the superintendent or fiscal manager is charged to the food service fund, the

96.10 Subd. 1a. **School lunch aid amounts.** Each school year, the state must pay participants  
 96.11 in the national school lunch program the amount of 12.5 cents for each full paid and free  
 96.12 student lunch and 52.5 cents for each reduced-price lunch served to students.

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 96.17 commissioner must post on the department's website eligibility criteria and application  
 96.18 information for nonprofit organizations interested in applying to the commissioner for  
 96.19 approval as a multisite sponsoring organization under the federal child and adult care food  
 96.20 program. The posted criteria and information must inform interested nonprofit organizations  
 96.21 about:

96.22 (1) the criteria the commissioner uses to approve or disapprove an application, including  
 96.23 how an applicant demonstrates financial viability for the Minnesota program, among other  
 96.24 criteria;

96.25 (2) the commissioner's process and time line for notifying an applicant when its  
 96.26 application is approved or disapproved and, if the application is disapproved, the explanation  
 96.27 the commissioner provides to the applicant; and

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 97.2 service activities.

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 97.4 service fund. The costs of processing applications, accounting for meals, preparing and  
 97.5 serving food, providing kitchen custodial services, and other expenses involving the preparing  
 97.6 of meals or the kitchen section of the lunchroom may be charged to the food service fund  
 97.7 or to the general fund of the district. The costs of lunchroom supervision, lunchroom custodial  
 97.8 services, lunchroom utilities, and other administrative costs of the food service program  
 97.9 must be charged to the general fund.

97.10 That portion of superintendent and fiscal manager costs that can be documented as  
 97.11 attributable to the food service program may be charged to the food service fund provided  
 97.12 that the school district does not employ or contract with a food service director or other  
 97.13 individual who manages the food service program, or food service management company.  
 97.14 If the cost of the superintendent or fiscal manager is charged to the food service fund, the

196.20 charge must be at a wage rate not to exceed the statewide average for food service directors  
196.21 as determined by the department.

196.22 (d) Capital expenditures for the purchase of food service equipment must be made from  
196.23 the general fund and not the food service fund, unless the restricted balance in the food  
196.24 service fund at the end of the last fiscal year is greater than the cost of the equipment to be  
196.25 purchased.

196.26 (e) If the condition set out in paragraph (d) applies, the equipment may be purchased  
196.27 from the food service fund.

196.28 (f) If a deficit in the food service fund exists at the end of a fiscal year, and the deficit  
196.29 is not eliminated by revenues from food service operations in the next fiscal year, then the  
196.30 deficit must be eliminated by a permanent fund transfer from the general fund at the end of  
196.31 that second fiscal year. However, if a district contracts with a food service management  
196.32 company during the period in which the deficit has accrued, the deficit must be eliminated  
196.33 by a payment from the food service management company.

197.1 (g) Notwithstanding paragraph (f), a district may incur a deficit in the food service fund  
197.2 for up to three years without making the permanent transfer if the district submits to the  
197.3 commissioner by January 1 of the second fiscal year a plan for eliminating that deficit at  
197.4 the end of the third fiscal year.

197.5 (h) If a surplus in the food service fund exists at the end of a fiscal year for three  
197.6 successive years, a district may recode for that fiscal year the costs of lunchroom supervision,  
197.7 lunchroom custodial services, lunchroom utilities, and other administrative costs of the food  
197.8 service program charged to the general fund according to paragraph (c) and charge those  
197.9 costs to the food service fund in a total amount not to exceed the amount of surplus in the  
197.10 food service fund.

197.11 Subd. 4. **No fees.** A participant sponsor that receives school lunch aid under this section  
197.12 must make lunch meals available without charge and must not deny a school lunch or  
197.13 breakfast to all participating students who qualify for free or reduced-price meals, whether  
197.14 or not the student has an outstanding balance in the student's meal account attributable to a  
197.15 la carte purchases or for any other reason. The participant sponsor must also ensure that  
197.16 any reminders for payment of outstanding student meal balances do not demean or stigmatize  
197.17 any child participating in the school lunch program or school breakfast program.

197.18 Subd. 5. **Respectful treatment.** (a) The sponsor must also provide meals to students in  
197.19 a respectful manner according to the policy adopted under subdivision 1. The sponsor must  
197.20 ensure respectful treatment of students, including but not limited to ensuring that: a meal  
197.21 is not dumped in the trash; no meal that has been served is withdrawn from a student; and  
197.22 no students with outstanding meals balances have their names announced or listed in a  
197.23 public manner nor receive a sticker, stamp, or pinned note reminding the students of the  
197.24 outstanding meals balance. The sponsor must not impose any other restriction prohibited  
197.25 under section 123B.37 due to unpaid student meal debt. The sponsor must not limit a student's

97.15 charge must be at a wage rate not to exceed the statewide average for food service directors  
97.16 as determined by the department.

97.17 (d) Capital expenditures for the purchase of food service equipment must be made from  
97.18 the general fund and not the food service fund, unless the restricted balance in the food  
97.19 service fund at the end of the last fiscal year is greater than the cost of the equipment to be  
97.20 purchased.

97.21 (e) If the condition set out in paragraph (d) applies, the equipment may be purchased  
97.22 from the food service fund.

97.23 (f) If a deficit in the food service fund exists at the end of a fiscal year, and the deficit  
97.24 is not eliminated by revenues from food service operations in the next fiscal year, then the  
97.25 deficit must be eliminated by a permanent fund transfer from the general fund at the end of  
97.26 that second fiscal year. However, if a district contracts with a food service management  
97.27 company during the period in which the deficit has accrued, the deficit must be eliminated  
97.28 by a payment from the food service management company.

97.29 (g) Notwithstanding paragraph (f), a district may incur a deficit in the food service fund  
97.30 for up to three years without making the permanent transfer if the district submits to the  
97.31 commissioner by January 1 of the second fiscal year a plan for eliminating that deficit at  
97.32 the end of the third fiscal year.

97.33 (h) If a surplus in the food service fund exists at the end of a fiscal year for three  
97.34 successive years, a district may recode for that fiscal year the costs of lunchroom supervision,  
98.1 lunchroom custodial services, lunchroom utilities, and other administrative costs of the food  
98.2 service program charged to the general fund according to paragraph (c) and charge those  
98.3 costs to the food service fund in a total amount not to exceed the amount of surplus in the  
98.4 food service fund.

98.5 Subd. 4. **No fees.** A participant that receives school lunch aid under this section must  
98.6 make lunch available without charge and must not deny a school lunch to all participating  
98.7 students who qualify for free or reduced-price meals, whether or not that student has an  
98.8 outstanding balance in the student's meals account attributable to a la carte purchases or for  
98.9 any other reason.

98.10 Subd. 5. **Respectful treatment.** (a) The participant must also provide meals to students  
98.11 in a respectful manner according to the policy adopted under subdivision 1. The participant  
98.12 must ensure that any reminders for payment of outstanding student meal balances do not  
98.13 demean or stigmatize any child participating in the school lunch program-, including but  
98.14 not limited to dumping meals, withdrawing a meal that has been served, announcing or  
98.15 listing students' names publicly, or affixing stickers, stamps, or pins. The participant must  
98.16 not impose any other restriction prohibited under section 123B.37 due to unpaid student  
98.17 meal balances. The participant must not limit a student's participation in any school activities,

197.26 participation in any school activities, graduation ceremonies, field trips, athletics, activity  
 197.27 clubs, or other extracurricular activities or access to materials, technology, or other items  
 197.28 provided to students due to an unpaid student meal debt.

197.29 (b) If the commissioner or the commissioner's designee determines a sponsor has violated  
 197.30 the requirement to provide meals to participating students in a respectful manner, the  
 197.31 commissioner or the commissioner's designee must send a letter of noncompliance to the  
 197.32 sponsor. The sponsor is required to respond and, if applicable, remedy the practice within  
 197.33 60 days.

198.1 Subd. 6. **Definitions.** (a) For the purposes of this section, the terms defined in this  
 198.2 subdivision have the meanings given.

198.3 (b) "A la carte" means a food item ordered separately from the school meal.

198.4 (c) "School meal" means a meal provided to students during the school day.

198.5 **EFFECTIVE DATE.** This section is effective July 1, 2021.

198.6 Sec. 2. Minnesota Statutes 2020, section 124D.1158, is amended to read:

198.7 **124D.1158 SCHOOL BREAKFAST PROGRAM.**

198.8 Subdivision 1. **Purpose.** The purpose of the school breakfast program is to provide  
 198.9 affordable morning nutrition to children so that they can effectively learn. Public and  
 198.10 nonpublic schools that participate in the federal school breakfast program may receive state  
 198.11 breakfast aid. Schools shall encourage all children to eat a nutritious breakfast, either at  
 198.12 home or at school, and shall work to eliminate barriers to breakfast participation at school  
 198.13 such as inadequate facilities and transportation.

198.14 Subd. 2. **Program; eligibility.** Each school year, public and nonpublic schools that  
 198.15 participate in the federal school breakfast program are eligible for the state breakfast program.

198.16 Subd. 3. **Program reimbursement.** Each school year, the state must reimburse each  
 198.17 participating school 30 cents for each reduced-price breakfast, 55 cents for each fully paid  
 198.18 breakfast served to students in grades 1 to 12, and \$1.30 for each fully paid breakfast served  
 198.19 to a prekindergarten student enrolled in an approved voluntary prekindergarten program  
 198.20 under section 124D.151, early childhood special education students participating in a program  
 198.21 authorized under section 124D.151, or a kindergarten student.

198.22 Subd. 4. **No fees.** A school that receives school breakfast aid under this section must  
 198.23 make breakfast available without charge to all participating students in grades 1 to 12 who  
 198.24 qualify for free or reduced-price meals and to all prekindergarten students enrolled in an  
 198.25 approved voluntary prekindergarten program under section 124D.151, early childhood  
 198.26 special education students participating in a program authorized under section 124D.151,  
 198.27 and all kindergarten students.

98.18 graduation ceremonies, field trips, athletics, activity clubs, or other extracurricular activities  
 98.19 or access to materials, technology, or other items provided to students due to an unpaid  
 98.20 student meal balance.

98.21 (b) If the commissioner or the commissioner's designee determines a participant has  
 98.22 violated the requirement to provide meals to participating students in a respectful manner,  
 98.23 the commissioner or the commissioner's designee must send a letter of noncompliance to  
 98.24 the participant. The participant is required to respond and, if applicable, remedy the practice  
 98.25 within 60 days.

198.28 Sec. 3. [124D.901] SCHOOL LIBRARIES AND MEDIA CENTERS.

198.29 A school district or charter school library or school library media center provides equitable  
 198.30 and free access to students, teachers, and administrators. A school library or school library  
 198.31 media center is defined as having the following characteristics:

199.1 (1) ensures every student has equitable access to resources and is able to locate, access,  
 199.2 and use on-site resources that are organized and cataloged;

199.3 (2) has a collection development policy that includes but is not limited to materials  
 199.4 selection and de-selection, a challenged materials procedure, and an intellectual and academic  
 199.5 freedom statement;

199.6 (3) is housed in a central location that provides an environment for expanded learning  
 199.7 to meet the unique needs and interests of individual students;

199.8 (4) has technology tools and broadband access; and

199.9 (5) employs a licensed school library media specialist or licensed school librarian.

199.10 Sec. 4. [134.191] DIGITAL AND ONLINE LIBRARY DATABASE RESOURCES  
 199.11 FOR K-12 STUDENTS.

199.12 Subdivision 1. **Digital and online library database resources.** A school district, public  
 199.13 charter school, state agency, public library, or university may offer digital or online library  
 199.14 database resources to students in kindergarten through grade 12 only if the vendor or other  
 199.15 person or entity providing the resources verifies that all the resources will comply with the  
 199.16 provisions of subdivision 2.

199.17 Subd. 2. **Safety policies.** Digital or online library database resources offered by school  
 199.18 districts, public charter schools, state agencies, public libraries, or universities to students  
 199.19 in kindergarten through grade 12 must have safety policies and technology protection  
 199.20 measures that:

199.21 (1) prohibit and prevent a user of the resource from sending, receiving, viewing, or  
 199.22 downloading materials that are deemed to be harmful to minors, as defined in section  
 199.23 617.291; and

199.24 (2) filter or block access to obscene materials, materials harmful to minors, and materials  
 199.25 that depict the sexual exploitation of a minor, as defined in section 617.241, subdivision 1.

199.26 Subd. 3. **Payments.** Notwithstanding any contract provision to the contrary, if a provider  
 199.27 of digital or online library resources fails to comply with the requirements of subdivision  
 199.28 2, the school district, public charter school, state agency, public library, or university shall  
 199.29 withhold further payments, if any, to the provider pending verification of compliance.

199.30 Subd. 4. **Noncompliance.** If a provider of digital or online library database resources  
 199.31 fails to timely verify that the provider is in compliance with the safety policies and

200.1 requirements of subdivision 2, the school district, public charter school, state agency, public  
 200.2 library, or university shall consider the provider's act of noncompliance a breach of contract.

200.3 Subd. 5. **Report.** No later than December 1 of each year, libraries shall submit to the  
 200.4 legislative committees with jurisdiction over education an aggregate written report on any  
 200.5 issues related to provider compliance with technology protection measures required by  
 200.6 subdivision 2.

200.7 Sec. 5. Minnesota Statutes 2020, section 134.34, subdivision 1, is amended to read:

200.8 Subdivision 1. **Local support levels.** (a) Regional library basic system support aid shall  
 200.9 be provided to any regional public library system where there are at least three participating  
 200.10 counties and where each participating city and county is providing for public library service  
 200.11 support the lesser of (a) an amount equivalent to .82 percent of the average of the adjusted  
 200.12 net tax capacity of the taxable property of that city or county, as determined by the  
 200.13 commissioner of revenue for the second, third, and fourth year preceding that calendar year  
 200.14 or (b) a per capita amount calculated under the provisions of this subdivision. The per capita  
 200.15 amount is established for calendar year 1993 as \$7.62. In succeeding calendar years, the  
 200.16 per capita amount shall be increased by a percentage equal to one-half of the percentage by  
 200.17 which the total state adjusted net tax capacity of property as determined by the commissioner  
 200.18 of revenue for the second year preceding that calendar year increases over that total adjusted  
 200.19 net tax capacity for the third year preceding that calendar year.

200.20 (b) The minimum level of support specified under this subdivision or subdivision 4 shall  
 200.21 be certified annually to the participating cities and counties by the Department of Education.  
 200.22 If a city or county chooses to reduce its local support in accordance with subdivision 4,  
 200.23 paragraph (b) or (c), it shall notify its regional public library system. The regional public  
 200.24 library system shall notify the Department of Education that a revised certification is required.  
 200.25 The revised minimum level of support shall be certified to the city or county by the  
 200.26 Department of Education.

200.27 (c) A city which is a part of a regional public library system shall not be required to  
 200.28 provide this level of support if the property of that city is already taxable by the county for  
 200.29 the support of that regional public library system. In no event shall the Department of  
 200.30 Education require any city or county to provide a higher level of support than the level of  
 200.31 support specified in this section in order for a system to qualify for regional library basic  
 200.32 system support aid. This section shall not be construed to prohibit a city or county from  
 200.33 providing a higher level of support for public libraries than the level of support specified  
 200.34 in this section.

201.1 (d) The amounts required to be expended under this section are subject to the reduced  
 201.2 maintenance of effort requirements in section 275.761.

201.3 Sec. 6. Minnesota Statutes 2020, section 134.355, subdivision 5, is amended to read:

201.4 Subd. 5. **Base aid distribution.** ~~Five~~ Fifteen percent of the available aid funds shall be  
 201.5 paid to each system as base aid for basic system services.

98.26 Sec. 2. Minnesota Statutes 2020, section 134.355, subdivision 5, is amended to read:

98.27 Subd. 5. **Base aid distribution.** ~~Five~~ Fifteen percent of the available aid funds shall be  
 98.28 paid to each system as base aid for basic system services.

201.6 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
201.7 later.

201.8 Sec. 7. Minnesota Statutes 2020, section 134.355, subdivision 6, is amended to read:

201.9 Subd. 6. **Adjusted net tax capacity per capita distribution.** ~~Twenty-five~~ Fifteen percent  
201.10 of the available aid funds shall be distributed to regional public library systems based upon  
201.11 the adjusted net tax capacity per capita for each member county or participating portion of  
201.12 a county as calculated for the ~~second~~ third year preceding the fiscal year for which aid is  
201.13 provided. Each system's entitlement shall be calculated as follows:

201.14 ~~(a)~~ (1) multiply the adjusted net tax capacity per capita for each county or participating  
201.15 portion of a county by .0082;

201.16 ~~(b)~~ (2) add sufficient aid funds that are available under this subdivision to raise the  
201.17 amount of the county or participating portion of a county with the lowest value calculated  
201.18 according to ~~paragraph (a) clause (1)~~ to the amount of the county or participating portion  
201.19 of a county with the next highest value calculated according to ~~paragraph (a) clause (1)~~.  
201.20 Multiply the amount of the additional aid funds by the population of the county or  
201.21 participating portion of a county;

201.22 ~~(c)~~ (3) continue the process described in ~~paragraph (b) clause (2)~~ by adding sufficient  
201.23 aid funds that are available under this subdivision to the amount of a county or participating  
201.24 portion of a county with the next highest value calculated in ~~paragraph (a) clause (1)~~ to raise  
201.25 it and the amount of counties and participating portions of counties with lower values  
201.26 calculated in ~~paragraph (a) clause (1)~~ up to the amount of the county or participating portion  
201.27 of a county with the next highest value, until reaching an amount where funds available  
201.28 under this subdivision are no longer sufficient to raise the amount of a county or participating  
201.29 portion of a county and the amount of counties and participating portions of counties with  
201.30 lower values up to the amount of the next highest county or participating portion of a county;  
201.31 and

202.1 ~~(d)~~ (4) if the point is reached using the process in ~~paragraphs (b) and (c) clauses (2) and~~  
202.2 ~~(3)~~ at which the remaining aid funds under this subdivision are not adequate for raising the  
202.3 amount of a county or participating portion of a county and all counties and participating  
202.4 portions of counties with amounts of lower value to the amount of the county or participating  
202.5 portion of a county with the next highest value, those funds are to be divided on a per capita  
202.6 basis for all counties or participating portions of counties that received aid funds under the  
202.7 calculation in ~~paragraphs (b) and (c) clauses (2) and (3)~~.

202.8 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
202.9 later.

202.10 Sec. 8. Minnesota Statutes 2020, section 134.355, subdivision 7, is amended to read:

202.11 Subd. 7. **Population determination.** A regional public library system's population ~~shall~~  
202.12 ~~be determined according to~~ must be calculated using the most recent estimate available

98.29 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
98.30 later.

99.1 Sec. 3. Minnesota Statutes 2020, section 134.355, subdivision 6, is amended to read:

99.2 Subd. 6. **Adjusted net tax capacity per capita distribution.** ~~Twenty-five~~ Fifteen percent  
99.3 of the available aid funds shall be distributed to regional public library systems based upon  
99.4 the adjusted net tax capacity per capita for each member county or participating portion of  
99.5 a county as calculated for the ~~second~~ third year preceding the fiscal year for which aid is  
99.6 provided. Each system's entitlement shall be calculated as follows:

99.7 ~~(a)~~ (1) multiply the adjusted net tax capacity per capita for each county or participating  
99.8 portion of a county by .0082;

99.9 ~~(b)~~ (2) add sufficient aid funds that are available under this subdivision to raise the  
99.10 amount of the county or participating portion of a county with the lowest value calculated  
99.11 according to ~~paragraph (a) clause (1)~~ to the amount of the county or participating portion  
99.12 of a county with the next highest value calculated according to ~~paragraph (a) clause (1)~~.  
99.13 Multiply the amount of the additional aid funds by the population of the county or  
99.14 participating portion of a county;

99.15 ~~(c)~~ (3) continue the process described in ~~paragraph (b) clause (2)~~ by adding sufficient  
99.16 aid funds that are available under this subdivision to the amount of a county or participating  
99.17 portion of a county with the next highest value calculated in ~~paragraph (a) clause (1)~~ to raise  
99.18 it and the amount of counties and participating portions of counties with lower values  
99.19 calculated in ~~paragraph (a) clause (1)~~ up to the amount of the county or participating portion  
99.20 of a county with the next highest value, until reaching an amount where funds available  
99.21 under this subdivision are no longer sufficient to raise the amount of a county or participating  
99.22 portion of a county and the amount of counties and participating portions of counties with  
99.23 lower values up to the amount of the next highest county or participating portion of a county;  
99.24 and

99.25 ~~(d)~~ (4) if the point is reached using the process in ~~paragraphs (b) and (c) clauses (2) and~~  
99.26 ~~(3)~~ at which the remaining aid funds under this subdivision are not adequate for raising the  
99.27 amount of a county or participating portion of a county and all counties and participating  
99.28 portions of counties with amounts of lower value to the amount of the county or participating  
99.29 portion of a county with the next highest value, those funds are to be divided on a per capita  
99.30 basis for all counties or participating portions of counties that received aid funds under the  
99.31 calculation in ~~paragraphs (b) and (c) clauses (2) and (3)~~.

99.32 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
99.33 later.

100.1 Sec. 4. Minnesota Statutes 2020, section 134.355, subdivision 7, is amended to read:

100.2 Subd. 7. **Population determination.** A regional public library system's population ~~shall~~  
100.3 ~~be determined according to~~ must be calculated using the most recent estimate available

202.13 under section 477A.011, subdivision 3, at the time the aid amounts are calculated, which  
202.14 must be by April 1 in the year the calculation is made.

202.15 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
202.16 later.

202.17 Sec. 9. **COMMUNITY ELIGIBILITY PROVISION SCHOOL SITES;**  
202.18 **SUPPLEMENTAL STATE FUNDING.**

202.19 (a) For fiscal year 2023 only, a school site that participates in the federal community  
202.20 eligibility provision program is eligible for aid under this section.

202.21 (b) A district's community eligibility provision aid equals the greater of zero or the  
202.22 difference between the federal funds under the community eligibility provision program  
202.23 for lunch and breakfast for that site and the amount necessary for full reimbursement for  
202.24 breakfast and lunch for that site times the proration factor.

202.25 (c) The annual community eligibility provision aid entitlement equals \$2,500,000.

202.26 (d) If aid under paragraph (c) is insufficient to cover the full cost of paragraph (b), the  
202.27 amount in paragraph (b) must be proportionately reduced for each school site.

202.28 Sec. 10. **APPROPRIATIONS.**

202.29 Subdivision 1. **Department of Education.** The sums indicated in this section are  
202.30 appropriated from the general fund to the Department of Education for the fiscal years  
202.31 designated. Any balance in the first year does not cancel but is available in the second year.

203.1 Subd. 2. **School lunch.** For school lunch aid under Minnesota Statutes, section 124D.111,  
203.2 and Code of Federal Regulations, title 7, section 210.17:

203.3 \$ 16,661,000 ..... 2022

203.4 \$ 16,954,000 ..... 2023

203.5 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,  
203.6 section 124D.1158:

203.7 \$ 12,133,000 ..... 2022

203.8 \$ 12,485,000 ..... 2023

203.9 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
203.10 section 124D.118:

100.4 under section 477A.011, subdivision 3, at the time the aid amounts are calculated, which  
100.5 must be by April 1 in the year the calculation is made.

100.6 **EFFECTIVE DATE.** This section is effective for state aid for fiscal year 2022 and  
100.7 later.

100.8 Sec. 5. **APPROPRIATIONS.**

100.9 Subdivision 1. **Department of Education.** The sums indicated in this section are  
100.10 appropriated from the general fund to the Department of Education for the fiscal years  
100.11 designated. Any balance in the first year does not cancel but is available in the second year.

100.12 Subd. 2. **School lunch.** For school lunch aid under Minnesota Statutes, section 124D.111,  
100.13 and Code of Federal Regulations, title 7, section 210.17:

100.14 \$ 16,635,000 ..... 2022

100.15 \$ 16,917,000 ..... 2023

100.16 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,  
100.17 section 124D.1158:

100.18 \$ 11,745,000 ..... 2022

100.19 \$ 12,090,000 ..... 2023

100.20 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
100.21 section 124D.118:

203.11 \$ 656,000 ..... 2022

203.12 \$ 658,000 ..... 2023

203.13 Subd. 5. **Summer school food service replacement.** For summer school food service  
203.14 replacement aid under Minnesota Statutes, section 124D.119:

203.15 \$ 150,000 ..... 2022

203.16 \$ 150,000 ..... 2023

203.17 Subd. 6. **Community eligibility provision aid.** (a) For community eligibility provision  
203.18 aid under section 8:

203.19 \$ 2,500,000 ..... 2023

203.20 (b) This is a onetime appropriation.

203.21 Subd. 7. **Basic system support.** For basic system support aid under Minnesota Statutes,  
203.22 section 134.355:

203.23 \$ 15,370,000 ..... 2022

203.24 \$ 15,570,000 ..... 2023

203.25 The 2022 appropriation includes \$1,357,000 for 2021 and \$14,013,000 for 2022.

203.26 The 2023 appropriation includes \$1,557,000 for 2022 and \$14,013,000 for 2023.

203.27 Subd. 8. **Multicounty, multitype library systems.** For aid under Minnesota Statutes,  
203.28 sections 134.353 and 134.354, to multicounty, multitype library systems:

203.29 \$ 1,300,000 ..... 2022

203.30 \$ 1,300,000 ..... 2023

203.31 The 2022 appropriation includes \$130,000 for 2021 and \$1,170,000 for 2022.

204.1 The 2023 appropriation includes \$130,000 for 2022 and \$1,170,000 for 2023.

204.2 Subd. 9. **Electronic library for Minnesota.** For statewide licenses to online databases  
204.3 selected in cooperation with the Minnesota Office of Higher Education for school media  
204.4 centers, public libraries, state government agency libraries, and public or private college or  
204.5 university libraries:

100.22 \$ 656,000 ..... 2022

100.23 \$ 658,000 ..... 2023

100.24 Subd. 5. **Summer school food service replacement.** For summer school food service  
100.25 replacement aid under Minnesota Statutes, section 124D.119:

100.26 \$ 150,000 ..... 2022

100.27 \$ 150,000 ..... 2023

100.28 Subd. 6. **Basic system support.** For basic system support aid under Minnesota Statutes,  
100.29 section 134.355:

100.30 \$ 15,010,000 ..... 2022

100.31 \$ 15,170,000 ..... 2023

101.1 The 2022 appropriation includes \$1,357,000 for 2021 and \$13,653,000 for 2022.

101.2 The 2023 appropriation includes \$1,517,000 for 2022 and \$13,653,000 for 2023.

101.3 Subd. 7. **Multicounty, multitype library systems.** For aid under Minnesota Statutes,  
101.4 sections 134.353 and 134.354, to multicounty, multitype library systems:

101.5 \$ 1,300,000 ..... 2022

101.6 \$ 1,300,000 ..... 2023

101.7 The 2022 appropriation includes \$130,000 for 2021 and \$1,170,000 for 2022.

101.8 The 2023 appropriation includes \$130,000 for 2022 and \$1,170,000 for 2023.

101.9 Subd. 8. **Electronic library for Minnesota.** For statewide licenses to online databases  
101.10 selected in cooperation with the Minnesota Office of Higher Education for school media  
101.11 centers, public libraries, state government agency libraries, and public or private college or  
101.12 university libraries:

204.6        \$            900,000    .....    2022

204.7        \$            900,000    .....    2023

204.8        Subd. 10. Regional library telecommunications. For regional library  
204.9 telecommunications aid under Minnesota Statutes, section 134.355:

204.10       \$            2,300,000   .....    2022

204.11       \$            2,300,000   .....    2023

204.12       The 2022 appropriation includes \$230,000 for 2021 and \$2,070,000 for 2022.

204.13       The 2023 appropriation includes \$230,000 for 2022 and \$2,070,000 for 2023.

101.13       \$            900,000    .....    2022

101.14       \$            900,000    .....    2023

101.15       Subd. 9. Regional library telecommunications. For regional library telecommunications  
101.16 aid under Minnesota Statutes, section 134.355:

101.17       \$            2,300,000   .....    2022

101.18       \$            2,300,000   .....    2023

101.19       The 2022 appropriation includes \$230,000 for 2021 and \$2,070,000 for 2022.

101.20       The 2023 appropriation includes \$230,000 for 2022 and \$2,070,000 for 2023.